

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID C. GERBER, TOBY J.
QUESINBERRY, JAMES R.
MILLERBERG, and BRADLEY A.
HASLETT,

Defendants.

ORDER DISMISSING CLAIMS
AGAINST BRADLEY A. HASLETT

Case No. 2:06-CV-1044 TS


The government brought this case to reduce to judgment certain federal tax assessments against the Defendants. All claims against Defendants Gerber, Quesinberry, and Millerberg have previously been resolved. The Court stayed proceedings against Defendant Haslett pending resolution of the same claim in a previously-filed case in the United States District Court for the District of Alaska.¹ Summary Judgment was entered against Haslett in that case on February 9, 2009, and a final judgment entered on April 16, 2009. All claims against Haslett having been resolved, it is therefore

¹Case No. 3:06-cv-150-JWS

ORDERED that the government's Motion to Dismiss the United States' Claims against Bradley A. Haslett (Docket No. 132) is GRANTED. The Clerk of the Court is directed to close this case forthwith.

DATED May 7, 2009.

BY THE COURT:



TED STEWART
United States District Judge

FILED
U.S. DISTRICT COURT

2009 MAY -7 P 1:44

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK

Lois A. Baar, #3761
H. Douglas Owens, #7762
Cecilia M. Romero, #9570
HOLLAND & HART LLP
60 E. South Temple, Suite 2000
Salt Lake City, UT 84111-1031
Telephone: (801) 799-5800
Fax: (801) 799-5700
Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

JASON SWEAT and SUE RENZELLO
Individually and on Behalf of Others
Similarly Situated,

Plaintiffs,

vs.

BATTELLE MEMORIAL INSTITUTE, a
non-profit corporation,

Defendant.

**ORDER GRANTING STIPULATED
MOTION TO ALTER SCHEDULING
DEADLINES**

Case No. 2:07-CV-00401

Judge Clark Waddoups

Pursuant to the stipulated motion to alter the deadlines in this matter, it is hereby

ORDERED that the current deadlines in this matter be adjusted as follows:

The current deadline for dispositive motions is adjourned from April 24 to June 5, 2009.

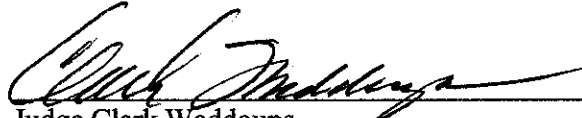
Defendant Battelle Memorial Institute may conduct additional discovery until June 5, 2009 on the newly added claims in the Amended Complaint.

The current deadline for Plaintiffs to file a motion to certify the class as to their state law claims by April 24 is adjourned to June 5, 2009. Defendant Battelle Memorial Institute shall file by June 26, 2009 a combined opposition addressing both Plaintiffs' motion to certify their state

law claims and the already pending motion for certification of the Fair Labor Standards Act Claim, filed November 3, 2008. Plaintiffs may file a combined reply brief by July 10, 2009.

DATED this 16 day of May, 2009.

BY THE COURT


Judge Clark Waddoups

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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

TY K. LEYLAND,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

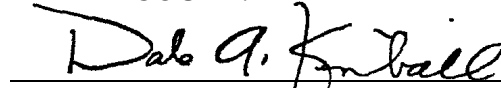
**ORDER CONCERNING
REPLY BRIEF**

Case No. 2:07CV680DAK

Pursuant to Rule 5(d) of the Federal Rules Governing Section 2255 Proceedings for the United States District Court the court requests that Petitioner file a Reply Brief by no later than July 2, 2009.

DATED this 7th day of May, 2009.

BY THE COURT:



DALE A. KIMBALL

United States District Judge

IN THE UNITED STATES DISTRICT COURT 2009 MAY -7 A 8:31
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

DISTRICT OF UTAH

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

VS.

MADISON REAL ESTATE GROUP, LLC,
a Wyoming limited liability company,
RICHARD AMES HIGGINS, BRANDON S.
HIGGINS, and ALLAN D. CHRISTENSEN,

Defendants.

VS.

WELLS FARGO BANK, N.A., AS
TRUSTEE, et al.,

Intervenors.

BY: _____
DEPUTY CLERK

ORDER APPROVING WITHDRAWAL OF FUNDS

Civil No. 2:08-CV-00243-CW

JUDGE CLARK WADDOUPS

On April 16, 2009, this Court ordered that check no. 58125 in the amount of \$4,750,000.00 and check no. 57660 in the amount of \$100,000.00 (the “Deposited Funds”) be deposited in a guaranteed account at Zions First National Bank, N.A., and held pending further order of this Court.


The Court, having been informed that the Receiver, Roger McConkie; Plaintiff, Securities and Exchange Commission; Intervenor, Wells Fargo Bank, N.A., as Trustee for the registered holders of LaSalle Commercial Mortgage Securities Trust 2007-MF5, Commercial Mortgage Pass-Through Certificates, Series 2007-MF5 by and through Midland Loan Services, Inc. (collectively, “Midland”); and Intervenor, Jon Howard Van de Grift and Sharon Ann Dudek-Van de Grift, Trustees of the Jon Howard Van de Grift and Sharon Ann Dudek-Van de

Grift Family Trust; Jon H. Van de Grift, individually; Sharon Ann Dudek-Van de Grift, individually; Marlene J. Walshin as Trustee of the Marlene J. Walshin Trust; Marlene J. Walshin, individually; and Matthew R. Walshin, have reached a compromise regarding the amount of the Deposited Funds to be paid to Midland, approves the amount and rules as follows:

IT IS HEREBY ORDERED that the Receiver shall withdraw and pay to Midland funds in the amount of \$2,950,000.00 (consisting of all principal, interest, default interest, late fees, protective advances, and other fees associated with the loan and including partial attorneys' fees). These funds shall be withdrawn and forwarded by wire transfer to Midland within two (2) days of the date this order is signed. If these funds are not received in Midland's account on or before close of business on Thursday, May 7, 2009, an additional payment of \$657.4331 per diem beginning on May 8, 2009, until the date paid shall be included in the amount withdrawn and paid to Midland.

This payment is in full satisfaction of the loan held by Intervenor, Wells Fargo Bank, N.A., as Trustee for the registered holders of LaSalle Commercial Mortgage Securities Trust 2007-MF5, Commercial Mortgage Pass-Through Certificates, Series 2007-MF5, and secured by the Baytown Crosby Green Apartments. Upon receipt of this payment, Midland will promptly file a release of lien in the Real Property Records of Harris County, Texas. The balance of the Deposited Funds shall remain on deposit with Zions First National Bank, N.A., until further order of this Court.

Dated: May 6th, 2009


Honorable Clark Waddoups
U.S. District Court Judge

FILED
U.S. DISTRICT COURT

2009 MAY -7 A 7:17

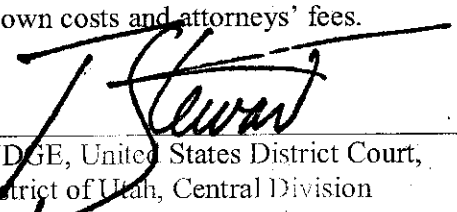
UNITED STATES DISTRICT COURT DISTRICT OF UTAH
DISTRICT OF UTAH, CENTRAL DIVISION
By: DEPUTY CLERK

CHAD H. HUMPHERYS, Plaintiff, vs. EQUIFAX INFORMATION SERVICES, INC.; EXPERIAN INFORMATION SOLUTIONS, INC.; TRANSUNION SETTLEMENT SOLUTIONS, INC.; BANK OF AMERICA; CARD MEMBER SERVICES; FORD MOTOR CREDIT; US BANK; JOHN & JANE DOES 1-100; Defendants.	CASE NO. 2:08-cv-00492-TS-DN PROPOSED ORDER OF DISMISSAL WITH PREJUDICE Judge Ted Stewart Magistrate Judge David Nuffer
US BANK and CARD MEMBER SERVICES, Counter-Claimants, vs. CHAD H. HUMPHERYS, Counter-Defendant.	

Plaintiff Chad H. Humpherys, by counsel, and Defendant Trans Union, LLC, by counsel, having filed their Stipulation Of Dismissal With Prejudice, AND THE COURT, having been duly advised, NOW FINDS that the same should be granted.

IT IS, THEREFORE, ORDERED that all claims of Plaintiff Chad H. Humpherys against Defendant Trans Union, LLC only are dismissed, with prejudice. Plaintiff Chad H. Humpherys and Defendant Trans Union, LLC shall each bear their own costs and attorneys' fees.

Date: May 6, 2009


JUDGE, United States District Court,
District of Utah, Central Division

DISTRIBUTION TO:

Brian W. Steffensen, Esq. brian@steffensenlaw.com	Stewart O. Peay, Esq. speav@swlaw.com
Angela M. Muccino, Esq. ammuccino@jonesday.com	Richard F. Ensor, Esq. ensor@yahlaw.com
Eric G. Maxfield, Esq. eric.maxfield@hro.com	J. Andrew Sjoblom, Esq. andrew.sjoblom@hro.com
Kim R. Wilson, Esq. krw@scmlaw.com	Stephanie Cope, Esq. scope@kslaw.com
Kristine M. Larsen, Esq. klarsen@rqn.com	B. Ben Mohandesi, Esq. bmohandesi@reedsmith.com
William R. Brown, Esq. wbrown@schuckitlaw.com	Keith W. Meade, Esq. keith@crslaw.com
<u>for Defendant Bank of America (FIA):</u> Rich L. Rose, Esq. Ray Quinney & Nebeker 36 S. State Street, Suite 1400 Salt Lake City, UT 84111	<u>for Defendant Equifax Information Services:</u> Mark O. Morris, Esq. Snell & Wilmer LLP Beneficial Tower 15 W. South Temple, Suite 1200 Salt Lake City, UT 84101
<u>for Defendant Ford Motor Credit Co.:</u> P. Matthew Cox, Esq. Snow Christensen & Martineau 10 Exchange Place, 11 th Floor P.O. Box 45000 Salt Lake City, UT 84145-5000	

FILED
U.S. DISTRICT COURT

2009 MAY -7 A 10:17

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK

Lois A. Baar, #3761
Cecilia M. Romero, #9570
HOLLAND & HART LLP
60 E. South Temple, Suite 2000
Salt Lake City, UT 84111-1031
Telephone: (801) 799-5864
Fax: (801) 799-5700
Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

<p>PETER POWDERHAM, an individual,</p> <p>Plaintiff,</p> <p>vs.</p> <p>SYNERGY WORLDWIDE, INC., a Utah corporation, and NATURE'S SUNSHINE PRODUCTS, INC.,</p> <p>Defendants.</p>	<p>FIRST AMENDED SCHEDULING ORDER</p> <p>Case No. 2:08-cv-00548</p> <p>District Judge Clark Waddoups</p>
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Based upon the Joint Motion To Amend Scheduling Order filed by the parties, and good cause appearing,

IT IS HEREBY ORDERED that the Scheduling Order be Amended as follows:

Dispositive Motions:

- 1) The dispositive motion deadline is May 29, 2009.

DATED this 6th day of May, 2009.

BY THE COURT:


District Judge Clark Waddoups

APPROVED AS TO FORM:

/s/ Derek Banducci

Derek Banducci (admitted pro hac vice)

Attorney for Plaintiffs

*(Signed by Filing Attorney with permission
of Plaintiff's Attorney)*

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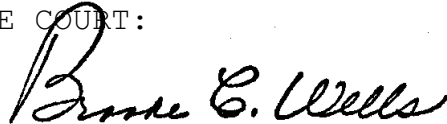
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

RANDY THOMAS NAVES,)	
)	
Petitioner,)	Case No. 2:08-CV-745 DB
)	
v.)	District Judge Dee Benson
)	
STATE OF UTAH,)	ORDER TO RESPOND
)	
Respondent.)	Magistrate Judge Brooke Wells

Petitioner, Randy Thomas Naves, filed an amended *habeas corpus* petition. See [28 U.S.C.S. § 2254 \(2009\)](#). IT IS HEREBY ORDERED that, by July 2, 2009, Respondent must respond to Petitioner's arguments. The Clerk of Court must serve upon Respondent copies of this Order and the amended petition and addendum. (See File Entry #s 7 & 8.)

DATED this 6th day of May, 2009.

BY THE COURT:



BROOKE C. WELLS
United States Magistrate Judge

FILED
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

2009 MAY -7 A 10:17

DISTRICT OF UTAH

James Raines, et al,

Plaintiff

v.

Impact Net Worth Solutions, et al

Defendant

BY: _____
DEPUTY CLERK

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:
: ORDER FOR PRO HAC VICE ADMISSION
:
:
:
:
:

: Case Number: 08-cv-00812-CW

It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for the admission pro hac vice of Carlos F. Gonzalez, in the United States District Court, District of Utah in the subject case is GRANTED.

Dated: this 6th day of May, 2009.


U.S. District Judge

U.S. District Judge

BY: DEPUTY CLERK

U.S. District Judge

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

CENTRAL DIVISION

ROGER SCOTT BRYNER,
Plaintiff,

v.

GARY RICHARD HERBERT, et al.,
Defendants.

Case No. 2:08-CV-846-CW

ORDER

Before the court are Plaintiff's motions to stay, or in the alternative, for an extension of time to respond to Defendants' Motions to Dismiss. (Docket Entries #19, 27.) Upon consideration of Plaintiff's motions, **IT IS HEREBY ORDERED** that Plaintiff's motions to stay the case are **DENIED**. Plaintiff's motion for an extension of time to respond to Docket Entry #14 is **MOOT** because Plaintiff has already filed a memorandum in opposition to that motion; however, Plaintiff has not yet responded to Docket Entry #10, Defendant Herbert's Motion to Dismiss. As a result, **IT IS HEREBY ORDERED** that Plaintiff's motion for an extension of time to respond to Docket Entry #10, Defendant Herbert's Motion to Dismiss, is **GRANTED**. Plaintiff must file his response brief to Defendant Herbert's Motion to Dismiss by May 29, 2009.

DATED this 7th day of May, 2009.

BY THE COURT:



SAMUEL ALBA
United States Magistrate Judge

Attorneys for Plaintiff

* * * * *

* * * * *

1

SO STIPULATED this 6th day of May, 2009

DATED: May 5, 2009

Respectfully submitted,

/s/ Joseph G. Pia

Joseph G. Pia (9945)
Clay W. Stucki (6141)
Daniel L. Steele (6336)
Derek E. Anderson (9736)
STUCKI STEELE PIA ANDERSON
299 S. Main Street, Suite 2200
Salt Lake City, Utah 84111
Telephone: (801) 961-1300
Facsimile: (801) 961-1311
Joe.Pia@ssparlaw.com

Attorneys for Plaintiff

DATED: May 6, 2009

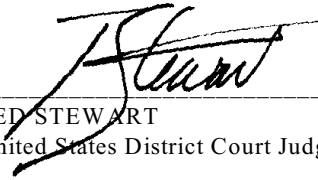
/s/ James S. O'Brien, Jr.

James S. O'Brien, Jr.
Pryor Cashman, LLP
410 Park Avenue,
New York, NY 10022
Telephone: (212) 421-4100
Facsimile: (212) 326-0806
jobrien@pryorcashman.com

Attorneys for Defendants Supernova Media,
Inc. and Joycelyn Engle

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: May 7, 2009


TED STEWART
United States District Court Judge

BRETT TOLMAN, UNITED STATES ATTORNEY (#8821)
KARIN FOJTIK, Assistant United States Attorney (#7527)
Attorneys for the United States of America
185 South State Street, Suite 300
Salt Lake City, Utah 84111
Telephone: (801) 524-5682
Karin.Fojtik@usdoj.gov

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Case No. 2:09 CR 251 TS

Plaintiff,

vs.

STIPULATED PROTECTIVE ORDER

DAHAN DAMARI ANDERSON,
RANDY CHANHMAN,

Defendants.

Hon. Ted Stewart

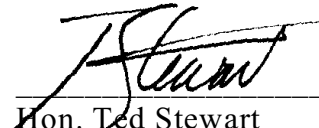
1) The United States will turn over the name and contact information of any victims or witnesses it is aware of to defense counsel under the following conditions:

Defense Counsel agrees :

- a) not to disclose personal or contact information regarding any minor victims or witnesses, or their families, in this matter to his client;
- b) to disclose their role in the proceedings prior to communicating with all witnesses in this matter;
- c) his client should not contact the two minors, or their families, directly or indirectly;

d) not to disclose information about the victims or their families in this case, in any public filing. Any filings where these names need to be mentioned should be filed under seal.

SO ORDERED. Dated this 7th day of May, 2009.



Hon. Ted Stewart
United States District Court

FILED
U.S. DISTRICT COURT

2009 MAY -7 A 10:17

DISTRICT OF UTAH

BY:
DEPUTY CLERK

HOLME ROBERTS & OWEN LLP
Elizabeth T. Dunning, #3896
Stephen M. Sansom, #10678
299 South Main Street, Suite 1800
Salt Lake City, Utah 84111-2263
Telephone: (801) 521-5800
Facsimile: (801) 521-9639

Attorneys for Defendants C.R. Bard, Inc. and Davol, Inc.

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

EMILY WHITE, an individual, and RYAN
WHITE, an individual,

Plaintiffs,

v.

C.R. BARD, INC., a New Jersey corporation,
and DAVOL, INC., a Delaware corporation,

Defendants.

**ORDER GRANTING MOTION TO
EXTEND DEFENDANTS' TIME TO
RESPOND TO DISCOVERY**

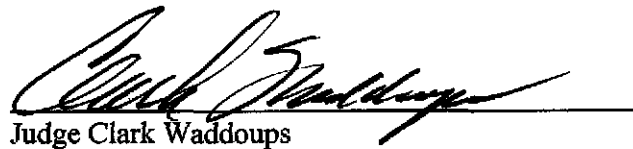
CW
Case No.: 2:09-cv-00047-~~DMW~~

Judge Clark Waddoups

Based upon the stipulation of the parties and good cause appearing, it is hereby
ORDERED that defendants C.R. Bard, Inc. and Davol, Inc. shall have up to and including June
15, 2009 to respond to Plaintiffs' First Set of Requests for Admission, Interrogatories, and
Requests for Production to Defendants.

Dated this 6th day May, 2009.

BY THE COURT:


Judge Clark Waddoups

Jay Barnes (9874)
Bradford D. Myler (7089)
MYLER DISABILITY LAW
Attorney for Plaintiff
170 South Interstate Plaza Dr., Ste. 150
Lehi, UT 84043
Telephone: (801) 766-5442
Facsimile: (801) 766-5482

FILED
U.S. DISTRICT COURT

2009 MAY -7 P 1:56

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

HEIDI NAUPOTO,

Plaintiff,

v.

MICHAEL ASTRUE
CURRENT COMMISSIONER
OF THE SOCIAL SECURITY
ADMINISTRATION,

Defendant,

CIVIL ACTION NO.
2:09cv59

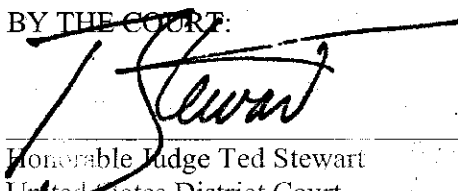
SCHEDULING ORDER

The Court establishes the following scheduling order:

1. The answer of the Defendant is on file.
2. Plaintiff's brief should be filed by May 29, 2009.
3. Defendant's answer brief should be filed by June 29, 2009.
4. Plaintiff may file a reply brief by July 14, 2009.

DATED this 7th day of May 2009.

BY THE COURT:


Honorable Judge Ted Stewart
United States District Court

1 EDMUND G. BROWN JR., State Bar No. 37100
Attorney General of California
2 PAUL REYNAGA, State Bar No. 72361 (PRO HAC VICE)
Supervising Deputy Attorney General
3 1300 I Street, Suite 125
P.O. Box 944255
4 Sacramento, CA 94244-2550
Telephone: (916) 327-7854
5 Fax: (916) 324-5567
E-mail: Paul.Reynaga@doj.ca.gov
6 *Attorneys for Defendant Kim Belshé*

7
8 IN THE UNITED STATES DISTRICT COURT
9 IN AND FOR THE DISTRICT OF UTAH CENTRAL DIVISION
10
11

12 **Amber Smith,**

13 Plaintiff,

14 v.
15

16 **Lisa-Michele Church, in her official**
17 **capacity as Executive Direct of the Utah**
18 **Department of Human Services and in her**
individual capacity;

19 **Mark Brasher, in his official capacity as**
20 **Director of the Utah Office of Recovery**
Services and in his individual capacity;

21 **Jackie Languett, in her official capacity as**
22 **Regional Director of the Utah Office of**
23 **Recovery Services and in her individual**
capacity;

24 **Brenda Fotheringham, in her official**
25 **capacity as Associate Regional Director of**
26 **the Utah Office of Recovery Services and in**
her individual capacity;

27 **Greg Dunn, in his official capacity as Team**
28 **Manager Team 32 for the Utah Office of**

Case No. 2:09-CV-00106-TC-SA

**ORDER EXTENDING TIME OF
DEFENDANT BELSHÉ TO RESPOND TO
CIVIL RIGHTS COMPLAINT**

Judge Tena Campbell
Magistrate Judge Samuel Alba

1 **Recovery Services and in his individual**
2 **capacity;**

3 **Peggy Major, in her official capacity as**
4 **Assigned Agent Team 32 for the Utah Office**
5 **of Recovery Services and in her individual**
6 **capacity;**

7 **Kim Belshe', in her official capacity as**
8 **Secretary for the California Department of**
9 **Health and Human Services and in her**
10 **individual capacity;**

11 **Jan Sturla, in his official capacity as**
12 **Director of State of California Department**
13 **of Child Support Services and in his**
14 **individual capacity;**

15 **Tania Say, in her official capacity as**
16 **Director of Madera County Department of**
17 **Child Support Services and in her**
18 **individual capacity;**

19 **Cynthia Darrah, in her official capacity as**
20 **Supervisor for Madera County Department**
21 **Child Support Services and in her**
22 **individual capacity;**

23 **Tami Sonder, in her official capacity as**
24 **Department Attorney for Madera County**
25 **Department Child Support Services and in**
26 **her individual capacity;**

27 **Victoria Miller, in her official capacity as**
28 **Department Attorney for Madera County**
29 **Department Child Support Services and in**
30 **her individual capacity;**

31 **John and Jane Doe 1-50,**

32 **Defendants.**

33 **GOOD CAUSE APPEARING, defendant Belshé's motion to extend the time to file an**
34 **answer or other response to plaintiff's Civil Rights Complaint filed February 9, 2009 (Complaint)**

1 is GRANTED. Defendant Belshé shall file her answer or other response to the Complaint on or
2 before June 22, 2009.

3
4 DATED this 7th day of May, 2009.

5
6 BY THE COURT:

7
8 

9 Samuel Alba
10 United States Magistrate Judge

11 SA2009309829
12 30737664.doc

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

MICHE BAG, LLC,

Plaintiff,

vs.

REBECCA COOK,

Defendant.

ORDER

Case No. 2:09-CV-166-TC

The parties are ordered to submit supplemental briefing within fifteen days of this order addressing the question of whether personal jurisdiction over Defendant Rebecca Cook may be properly found because her alleged tortious conduct was “expressly aimed” at Utah. Dudnikov v. Chalk & Vermilion Fine Arts, Inc., 514 F.3d 1063, 1074-75 (10th Cir. 2008). See also Jayhawk Capital Mgmt, LLC v. Primarius Captial LLC, 2008 WL 4305382, *3-*4 (D. Kan. 2008).

ORDER

DATED this 7th day of May, 2009.

BY THE COURT:



TENA CAMPBELL
Chief Judge

FILED
U.S. DISTRICT COURT

2009 MAY -7 P 1:45

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

CENTRAL DIVISION

BY: _____
DEPUTY CLERK

GREG ANDERSON,

Plaintiff,

vs.

DANIEL KITCHEN,

Defendant.

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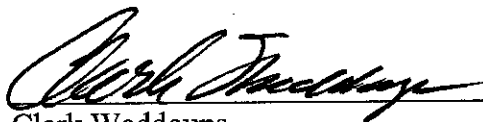
ORDER OF RECUSAL

Case No. 2:09-CV-362

I recuse myself in this case, and ask that the appropriate assignment card
equalization be drawn by the clerk's office.

DATED this 7th day of May, 2009.

BY THE COURT:



Clark Waddoups
United States District Judge

Case: 2:09cv00362
Assigned To : Kimball, Dale A.
Assign. Date : 5/7/2009
Description: Anderson v. Kitchen et al